

IAP7 Rec'd PCT/PTO 25 AUG 2006

FORM PTO-1390 (Modified)
U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE
(REV 12-2004)

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER 065691-0464
INTERNATIONAL APPLICATION NO. PCT/FR2005/000479	INTERNATIONAL FILING DATE 2/28/2005	U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5) 1D/599658
TITLE OF INVENTION METHOD FOR MAKING A LIQUID CONCENTRATE OF FOOD-GRADE ACCLIMATED AND Viable BACTERIA		
APPLICANT(S) FOR DO/EO/US Luc TERRAGNO et al.		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<p>1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.</p> <p>3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. <input checked="" type="checkbox"/> The US has been elected (Article 31).</p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). <input checked="" type="checkbox"/> has been communicated by the International Bureau. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US)</p> <p>6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <input checked="" type="checkbox"/> is attached hereto. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</p> <p>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <input type="checkbox"/> are attached hereto (required only if not transmitted by the International Bureau). <input type="checkbox"/> have been communicated by the International Bureau. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. <input checked="" type="checkbox"/> have not been made and will not be made.</p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input checked="" type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p>		
Items 11 to 20 below concern other document(s) or information included:		
<p>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input type="checkbox"/> A preliminary amendment.</p> <p>14. <input checked="" type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A power of attorney and/or change of address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 – 1.825</p> <p>18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4).</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p> <p>20. <input type="checkbox"/> Other items or information: <i>SEARCHED 11/3/06</i></p>		

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U.S. APPLICATION NO. (If known, see 37 CFR 1.5) Assignment No.	INTERNATIONAL APPLICATION NO. PCT/FR2005/000479	ATTORNEY'S DOCKET NUMBER 065691-0464				
107590658						
The following fees have been submitted:						
21. <input checked="" type="checkbox"/> Basic national fee \$300 \$ 300.00						
22. <input checked="" type="checkbox"/> Examination fee If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4) \$100 \$ 200.00 All other situations \$200						
23. <input checked="" type="checkbox"/> Search fee Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority \$100 International Search Report prepared and provided to the Office \$400 All other situations \$500 \$ 400.00 TOTAL OF ABOVE 21, 22 and 23 = \$ 900.00						
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$ for each additional 50 sheets of paper or fraction thereof.						
Total Sheets	Extra sheets	Number of each additional 50 or fraction thereof (round up to a whole number)				
30 - 100 = 0	/50 = 0	x \$250.00 \$ 0.00				
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e))						
CLAIMS	NUMBER FILED	NUMBER EXTRA				
Total Claims	- 20 = 0	x \$ 50.00 \$ 0.00				
Independent Claims	- 3 = 0	x \$ 200.00 \$ 0.00				
MULTIPLE DEPENDENT CLAIM(S) (if applicable) + \$ 360.00 \$						
TOTAL OF ABOVE CALCULATIONS = \$ 900.00						
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by ½. + \$ 0.00						
SUBTOTAL = \$ 900.00						
Processing fee of 130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).						
TOTAL NATIONAL FEE = \$ 900.00						
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). 40.00 per property						
TOTAL FEES ENCLOSED = \$ 900.00						
<table border="1"> <tr> <td>Amount to be refunded:</td> <td></td> </tr> <tr> <td>charged:</td> <td></td> </tr> </table>			Amount to be refunded:		charged:	
Amount to be refunded:						
charged:						
<p>a. <input type="checkbox"/> A check in the amount of to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. <u>19-0741</u> in the amount of to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>19-0741</u>. A duplicate copy of this sheet is enclosed.</p> <p>d. <input checked="" type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p>						
NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.						
SEND ALL CORRESPONDENCE TO: Foley & Lardner LLP Customer Number: 22428						
 SIGNATURE Stephen B. Maebius NAME 35,264 REGISTRATION NUMBER						

10/590658
IAP9 Rec'd PCT/PTO 25 AUG 2006

VERIFICATION OF TRANSLATION

I, Harold William VADNEY III

of P.O. Box 407 -- 18 New Street - New Baltimore, New York 12124-0407 -United States of America

declare as follows

1. That I am well acquainted with both the English and French languages, and
2. That the attached document is a true and correct translation made by me to the best of my knowledge and belief, of

the patent application entitled:

**METHOD FOR MAKING A LIQUID CONCENTRATE OF FOOD-GRADE
ACCLIMATED AND VIABLE BACTERIA**

Date of publication: 22.09.2005
Publication N° WO 2005/087914

Date: 07 August 2006

Signature of Translator



Harold William Vadney III